

AFFIDAVIT OF SERVICE BY REGULAR MAIL

STATE OF NEW YORK)
)ss.:
COUNTY OF NEW YORK)

I, **Nellya Dym**, being duly sworn, say:

I am not a party to the within action, am over 18 years of age, and reside in Brooklyn, New York.

On May 27, 2004, I served the within:

**NOTICE OF MOTION and AFFIDAVIT OF ADAM M. COHEN, with Exhibits
and
MEMORANDUM OF LAW OF DEFENDANTS IN SUPPORT OF MOTION TO DISMISS
COMPLAINT PURSUANT TO FED. R. CIV. P. 12(B)(6)**

by delivering true copies hereof, enclosed in post-paid wrappers, in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State, addressed to each of the following:

Gursky & Partners, LLP
Attorneys for Plaintiff
1350 Broadway, 11th Floor
New York, New York 10018

Feldman Weistein LLP
Attorneys for Defendant Jeffrey Bernstein
420 Lexington Avenue
New York, New York 10170

s/Nellya Dym
Nellya Dym

Sworn to before me this
27th day of May, 2004.

s/Arthur M. Rosenberg
Arthur M. Rosenberg
Notary Public, State of New York
No. 02RO4870146
Qualified in New York County
Commission Expires August 11, 2006